

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By **CHAIRMAN SCOTT MENDENHALL**, on January 26, 2005
at 3:00 P.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Scott Mendenhall, Chairman (R)
Rep. Jill Cohenour, Vice Chairman (D)
Rep. Bernie Olson, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. John Balyeat (R)
Rep. Bob Bergren (D)
Rep. George Golie (D)
Rep. Larry Jent (D)
Rep. Jim Keane (D)
Rep. Monica Lindeen (D)
Rep. Gary MacLaren (R)
Rep. Bruce Malcolm (R)

Members Excused: None.

Members Absent: None.

Staff Present: Kyanne Kelly, Committee Secretary
Leanne Kurtz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 348, 1/21/2005; HB 364,
1/21/2005; HB 402, 1/21/2005
Executive Action: HB 164, HB 301, HB 170, HB 192, HB
273

HEARING ON HB 323

Opening Statement by Sponsor:

REP. JILL COHENOUR (D), HD 78, opened the hearing on HB 323,
Revise mud flap law.
00:02:44

Proponents' Testimony:

00:04:30 Joe Cohenour, Self

Opponents' Testimony:

00:06:10 Bruce Spencer, Montana Automobile Association
00:08:39 Gary Forrester, Montana Contractor's Association

Informational Testimony:

00:09:43 John Blacker, Department of Transportation

Questions from Committee Members and Responses:

00:10:37

Closing by Sponsor:

00:12:53

HEARING ON HB 407

Opening Statement by Sponsor:

REP. JILL COHENOUR (D), HD 78, opened the hearing on HB 407,
Revise law governing tires.
00:13:47

Proponents' Testimony:

00:16:15 Joe Cohenour, Self

Opponents' Testimony:

00:18:51 Brad Griffin, Montana Tire Dealers Association
00:20:49 Doug Abelin, Trail Vehicle Rider's Association
EXHIBIT(trh20a01)
00:22:50 Darin Arganbright, Graingrowers Association
00:23:43 Gary Forrester, Montana Contractor's Association
00:25:24 Thad Willis, Montana Farm Bureau
00:26:36 Mona Ehnes, Great Falls Motorcycle Riders

EXHIBIT(trh20a02)

00:29:53 Jim Mockler, Montana Coal Council
00:31:17 Keith Olson, Montana Logging Association
00:32:12 Bruce Spencer, Montana Automobile Association

Informational Testimony: None

Questions from Committee Members and Responses:

00:34:28

[EXHIBIT](#)(trh20a03)

[EXHIBIT](#)(trh20a04)

Closing by Sponsor:

00:44:16

EXECUTIVE ACTION ON HB 164

Motion: REP. KEANE moved that HB 164 DO PASS.

Discussion:

01:00:04

[EXHIBIT](#)(trh20a05)

[EXHIBIT](#)(trh20a06)

Motion: REP. KEANE moved that HB 164 BE AMENDED.

Discussion:

01:01:09

Vote: Motion carried unanimously by voice vote.

Motion: REP. KEANE moved that HB 164 DO PASS AS AMENDED.

Discussion:

01:02:04

[EXHIBIT](#)(trh20a07)

Vote: Motion failed 6-6 by roll call vote.

EXECUTIVE ACTION ON HB 301

Motion/Vote: REP. LINDEEN moved that HB 301 DO PASS. Motion failed 6-6 by roll call vote.

EXECUTIVE ACTION ON HB 164

Motion/Vote: REP. OLSON moved TO RECONSIDER HB 164. Motion carried unanimously by voice vote.

Motion/Vote: REP. JENT moved that HB 164 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

NOTE: The committee later decided to reconsider the DO PASS decision in future executive action. Therefore, a Standing Committee Report for HB 164 is not included in the minutes.

EXECUTIVE ACTION ON HB 301

Motion/Vote: REP. OLSON moved to reconsider HB 301. Motion carried unanimously by voice vote.

Motion/Vote: REP. OLSON moved that HB 301 DO PASS. Motion carried unanimously by voice vote.

NOTE: The committee later decided to reconsider the DO PASS decision in future executive action. Therefore, a Standing Committee Report for HB 301 is not included in the minutes.

EXECUTIVE ACTION ON HB 170

Motion: REP. BERGREN moved that HB 170 DO PASS.

Discussion:
01:21:15

Vote: Motion carried unanimously by voice vote.

Motion: REP. MACLAREN moved that HB 170 be placed on the consent calender.

Vote: Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON HB 192

Motion: REP. GOLIE moved that HB 192 DO PASS.

Discussion:

01:23:27

Motion/Vote: REP. GOLIE moved that HB 192 BE AMENDED. Motion carried unanimously by voice vote.

[EXHIBIT](#)(trh20a08)

Motion: REP. KEANE moved that HB 192 BE AMENDED.

Discussion:

01:28:48

[EXHIBIT](#)(trh20a09)

Vote: Motion failed 3-8 by roll call vote with REPS. BERGREN, GOLIE, and KEANE voting aye.

Motion/Vote: REP. GOLIE moved that HB 192 DO PASS AS AMENDED. Motion passed 7-5 by roll call vote with REPS. BERGREN, GOLIE, JENT, KEANE, and LINDEEN voting no.

EXECUTIVE ACTION ON HB 273

Motion/Vote: REP. JENT moved that HB 273 DO PASS. Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 4:40 A.M.

REP. SCOTT MENDENHALL, Chairman

KYANNE KELLY, Secretary

SM/kk

Additional Exhibits:

EXHIBIT ([trh20aad0.TIF](#))